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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION

CELIA KEITH, individually and as )  
Personal Representative of THE ) Cause No. CV-09-24-M-DWM-JCL  
ESTATE OF GLEN KEITH, Deceased, )

Plaintiffs, )

-vs- )

**PLAINTIFFS' NOTICE OF**  
**DISMISSAL WITHOUT**  
**PREJUDICE**

COMMUNITY NURSING, INC., d/b/a )  
VILLAGE HEALTH CARE NURSING )  
CENTER; THE GOODMAN GROUP, )  
LLC; and JOHN DOES I-X, as natural )  
persons, partnerships, limited liability )  
companies, or corporations involved in )  
the operation of Village Health Care )  
Center, )

Defendants. )  
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TO: CLERK OF U.S. DISTRICT COURT

Attorney for the Plaintiffs, Celia Keith, individually and as Personal Representative of the Estate of Glen Keith, hereby gives notice of dismissal of this action without prejudice pursuant to the provisions of Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure. No answer or motion for summary judgment has been filed on behalf of the Defendants, Community Nursing, Inc., d/b/a Village Health Care Nursing Center, and The Goodman Group, LLC.

DATED this 20<sup>th</sup> day of March, 2009.

By: /s/ W. Adam Duerk  
W. Adam Duerk  
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